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5 Attorneys for Plaintiffs
RITA MOHLEM and RICHARD SKRINDE
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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
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12 RITA MOHLEN and RICHARD SKRINDE,) Case No. C 03 3162 CW
13)
14 Plaintiffs,) STIPULATION TO EXTEND TIME FOR
vs.) FILING AMENDED COMPLAINT AND
15) ~~Proposed~~ ORDER
CITY OF ALAMEDA, GREGORY McFANN,)
and GREGORY FUZ,)
16 Defendants.)
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This court sustained defendants' motion to dismiss under Rule 12(b)(6) with leave to amend on December 12, 2003, and requested an amended pleading be filed in June, 2004, with an indication that the court would extend that time if needed while the parties resolved related pending criminal charges and mediation.

The criminal charges were dismissed in May, 2004. The parties have met on several occasions with court appointed mediator Marjorie Gelb, most recently on August 10, 2004, and have made substantial progress in resolving various issues. The parties continued thereafter in a number of direct negotiations to resolve as many of the issues as possible.

As a result of these negotiations, a number of permits were issued for work designed to ensure that all parties are in agreement that the main residence is in compliance with applicable

codes. That work is now taking place, and is anticipated to be completed in six weeks.

The Court has previously extended time to file an amended complaint to and including March 31, 2005.

The parties have conferred and plaintiffs would like to complete as much of the work as possible before filing the amended complaint. Further, counsel have conferred concerning their respective vacation schedules.

The parties therefore request that the time for plaintiffs to amend the complaint be continued to and including September 1, 2005, to allow these events to run their course.

DATED: June 6, 2005

Laurence F. Padway
Attorney for plaintiffs

Gregory M. Fox
Bertrand, Fox and Elliot
Attorney for defendants

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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RITA MOHLEN and,
RICHARD SKRINDE

Case No. C 03 3162 CW

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Plaintiffs,

~~(Proposed)~~ ORDER EXTENDING
TIME FOR FILING AMENDED
COMPLAINT

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vs.
CITY OF ALAMEDA, GREGORY
McFANN, and GREGORY FUZ,

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Defendants.

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Good cause appearing and on stipulation of the parties, plaintiffs may have to and
including September 1, 2005, within which to amend their complaint.

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Dated: 6/24/05

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/s/ CLAUDIA WILKEN

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Hon. Claudia Wilken
United States District Judge